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Paper No. 12

In re Application of : DECISION ON PETITION
Helena B. Halverson : TO WITHDRAW
Serial No. : 09/974,714 : HOLDING OF
Filed : October 9, 2001 : ABANDONMENT
For : Dimensional Dining Restaurant Management System :

This is a decision on petitioner's request received November 24, 2003 (a first copy submitted via facsimile transmission September 12, 2003 has not yet reached the instant file) to review the holding of abandonment mailed September 9, 2003 for failure to respond to file a Brief. There is no fee required for this petition.

In support of the request, petitioner has submitted a copy of a Brief, a copy of a one-month extension of time request, and a copy of a PTO stamped post card receipt dated May 14, 2003 (certificate of mailing dated May 10, 2003). It is noted that the communication of May 14, 2003 did not include the proper Serial Number. However, the communication included sufficient additional information that should have resulted in the matching of the papers with the correct file.

In view of the above, the Notice of Abandonment mailed September 9, 2003 is in error and is hereby vacated. The holding of abandonment is withdrawn. Upon the mailing of this decision, the application will be forwarded to the Examiner via the Legal Instruments Examiner for entry and consideration of the response filed May 14, 2003.

Summary: Holding of Abandonment Withdrawn.


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